



ACTS OF THE PARLIAMENT OF CANADA

PASSED IN THE SESSION HELD IN THE

EIGHTH AND NINTH YEARS OF THE REIGN OF HER MAJESTY

QUEEN ELIZABETH II

BEING THE

THIRD SESSION OF THE TWENTY-FOURTH PARLIAMENT

Begun and holden at Ottawa, on the Fourteenth day of January, 1960,
and prorogued on the Tenth day of August, 1960.

HIS EXCELLENCY MAJOR-GENERAL

GEORGES PHILIAS VANIER

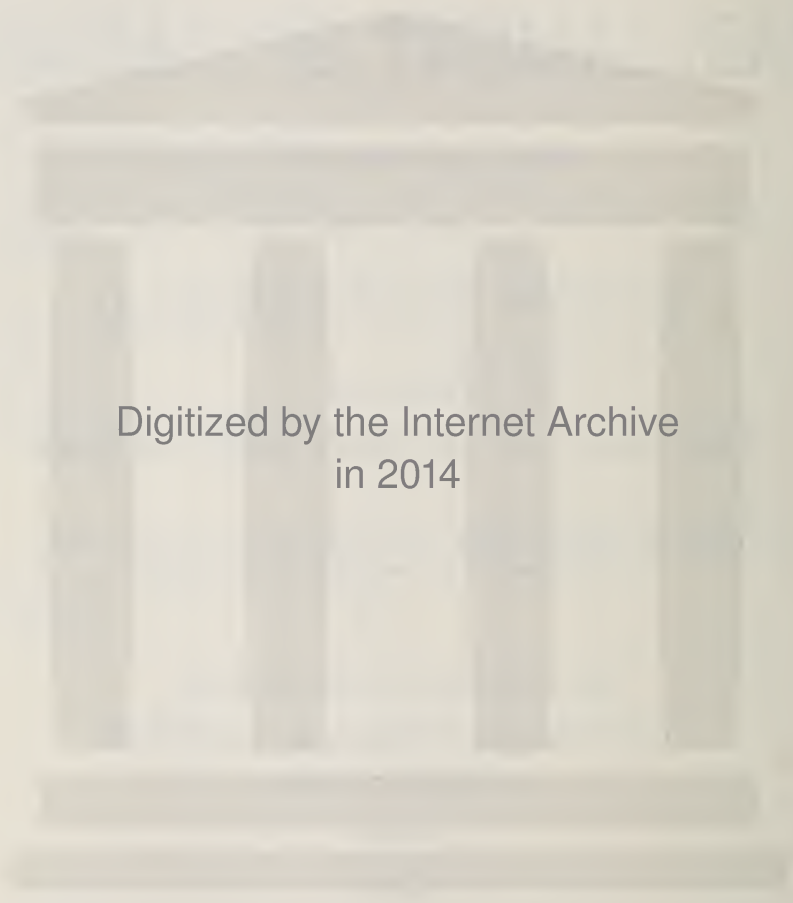
GOVERNOR GENERAL

PART II

LOCAL AND PRIVATE ACTS, NOT INCLUDING
DIVORCE ACTS

An index to Divorce Acts may be found at back of this volume.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960



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8 - 9 ELIZABETH II.

CHAP. 49

An Act to incorporate Adanac General Insurance Company of Canada.

[Assented to 27th May, 1960.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— Preamble.

1. Alfred Buckhout Cornell, investment counsellor, of the city of New York, in the state of New York, one of the United States of America, Francis Walton Dowler, one of Her Majesty's Counsel, of the city of London, in the province of Ontario, John Rainsford Gosnell, insurance executive, and Robert Dudley Harrington, insurance executive, both of the city of Worcester, in the state of Massachusetts, one of the United States of America, Frederick William Pryce Jones, dean, Ninian Townsend Sanderson, executive, Freeman James Talbot, gentleman, David Black Weldon, investment dealer, and Richard William Yantis, executive, all of the city of London, in the province of Ontario, together with such persons as become shareholders in the company, are incorporated under the name of Adanac General Insurance Company of Canada, hereinafter called "the Company". Incorporation.

2. The persons named in section 1 shall be the provisional directors of the Company. Provisional directors.

3. The capital stock of the Company shall be one million dollars, divided into shares of one hundred dollars each. Capital stock.

4. The amount to be subscribed before the general meeting for the election of directors is called shall be five hundred thousand dollars. Subscription before general meeting.

Head office. **5.** The head office of the Company shall be in the city of London, in the province of Ontario.

Classes of insurance authorized. **6.** The Company may undertake, transact and make contracts of insurance in any one or more of the following classes of insurance:—

- (a) fire insurance;
- (b) accident insurance;
- (c) aircraft insurance;
- (d) automobile insurance;
- (e) boiler insurance;
- (f) credit insurance;
- (g) earthquake insurance;
- (h) explosion insurance;
- (i) falling aircraft insurance;
- (j) forgery insurance;
- (k) guarantee insurance;
- (l) hail insurance;
- (m) impact by vehicles insurance;
- (n) inland transportation insurance;
- (o) live stock insurance;
- (p) machinery insurance;
- (q) marine insurance;
- (r) personal property insurance;
- (s) plate glass insurance;
- (t) real property insurance;
- (u) sickness insurance;
- (v) sprinkler leakage insurance;
- (w) theft insurance;
- (x) water damage insurance;
- (y) weather insurance;
- (z) windstorm insurance.

Subscription and payment of capital before commencing business. **7. (1)** The Company shall not commence any business of insurance until at least five hundred thousand dollars of its capital stock has been bona fide subscribed and at least two hundred and eighty thousand dollars paid thereon. It may then transact the business of fire insurance, automobile insurance, inland transportation insurance, personal property insurance and, in addition thereto, civil commotion insurance, earthquake insurance, limited or inherent explosion insurance, falling aircraft insurance, impact by vehicles insurance, hail insurance, sprinkler leakage insurance, water damage insurance, weather insurance and windstorm insurance, limited to the insurance of the same property as insured under a policy of fire insurance of the Company.

(2) The Company shall not commence business in any of the other classes of insurance authorized by section 6 of this Act until the paid capital, or the paid capital together with the surplus, has been increased by an amount or amounts depending upon the nature of the additional class or classes of business as follows, that is to say:—for accident insurance, the said increase shall not be less than eighty thousand dollars; for aircraft insurance, not less than forty thousand dollars; for boiler insurance, not less than forty thousand dollars; for credit insurance, not less than forty thousand dollars; for earthquake insurance, not less than ten thousand dollars; for explosion insurance, not less than forty thousand dollars; for falling aircraft insurance, not less than ten thousand dollars; for forgery insurance, not less than forty thousand dollars; for guarantee insurance, not less than one hundred thousand dollars; for hail insurance, not less than fifty thousand dollars; for impact by vehicles insurance, not less than ten thousand dollars; for live stock insurance, not less than forty thousand dollars; for machinery insurance, not less than forty thousand dollars; for marine insurance, not less than one hundred thousand dollars; for plate glass insurance, not less than twenty thousand dollars; for real property insurance, not less than twenty thousand dollars; for sickness insurance, not less than twenty thousand dollars; for sprinkler leakage insurance, not less than ten thousand dollars; for theft insurance, not less than forty thousand dollars; for water damage insurance, not less than twenty thousand dollars; for weather insurance, not less than twenty thousand dollars; and for windstorm insurance, not less than fifty thousand dollars.

Additional amounts for certain classes of business.

(3) The Company shall, during the five years next after the date of its being registered for the transaction of fire insurance, increase its paid capital and surplus so that at the end of the first year it will be at least fifteen thousand dollars more than is required under the foregoing subsections of this section, and at the end of the second year at least thirty thousand dollars more than so required, and at the end of the third year at least forty-five thousand dollars more than so required, and at the end of the fourth year at least sixty thousand dollars more than so required, and at the end of the fifth year at least seventy-five thousand dollars more than so required.

Periodic increase of paid capital and surplus.

(4) Notwithstanding anything to the contrary contained in this section the Company may transact business in any one or more of the classes of insurance authorized by section 6 of this Act when the paid capital amounts to at least five hundred thousand dollars and the paid capital together with the surplus amounts to at least one million dollars.

When Company may transact any or all classes of insurance business.

“Surplus”
defined.

(5) In this section the word “surplus” means the excess of assets over liabilities, including in the liabilities the amount paid on account of capital stock and the reserve of unearned premiums calculated *pro rata* for the unexpired term of all policies of the Company in force.

R.S., c. 31;
1956, c. 28;
1957-58, c. 11.

8. The *Canadian and British Insurance Companies Act* shall apply to the Company.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 50

An Act to incorporate Allstate Insurance Company of Canada.

[Assented to 7th July, 1960.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. John Stewart Donald Tory, one of Her Majesty's Counsel, William James DesLauriers, solicitor, and James Marshall Tory, solicitor, all of the city of Toronto, in the province of Ontario, together with such persons as become shareholders in the company, are incorporated under the name of Allstate Insurance Company of Canada, hereinafter called "the Company".

Incorporation.

Corporate name.

2. The persons named in section 1 shall be the provisional directors of the Company.

Provisional directors.

3. The capital stock of the Company shall be one million dollars, which may be increased to three million dollars.

Capital stock.

4. The amount to be subscribed before the general meeting is called for the election of directors shall be five hundred thousand dollars.

Subscription before general meeting.

5. The Company shall not commence any business of insurance until at least one million dollars of its capital stock has been bona fide subscribed and at least that amount paid thereon. It may then transact business in any one or more of the classes of insurance authorized by section 7 of this Act.

Subscription and payment of capital before commencing business.

Head
office.

6. The head office of the Company shall be in the city of Toronto, in the province of Ontario.

Classes of
insurance
authorized.

7. The Company may undertake, transact and make contracts of insurance in any one or more of the following classes of insurance:

- (a) fire insurance;
- (b) accident insurance;
- (c) aircraft insurance;
- (d) automobile insurance;
- (e) boiler insurance;
- (f) credit insurance;
- (g) earthquake insurance;
- (h) explosion insurance;
- (i) falling aircraft insurance;
- (j) forgery insurance;
- (k) guarantee insurance;
- (l) hail insurance;
- (m) impact by vehicles insurance;
- (n) inland transportation insurance;
- (o) live stock insurance;
- (p) machinery insurance;
- (q) marine insurance;
- (r) personal property insurance;
- (s) plate glass insurance;
- (t) real property insurance;
- (u) sickness insurance;
- (v) sprinkler leakage insurance;
- (w) theft insurance;
- (x) water damage insurance;
- (y) weather insurance;
- (z) windstorm insurance.

R.S., c. 31;
1956, c. 28;
1957-58, c. 11.

8. The *Canadian and British Insurance Companies Act* shall apply to the Company.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8-9 ELIZABETH II.

CHAP. 51

An Act to incorporate Canadian Reassurance Company.

[Assented to 27th May, 1960.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. Frank Breadon Common, junior, one of Her Majesty's Counsel, William Shirley Tyndale, advocate, and Kenneth Simpson Howard, advocate, all of the city of Montreal, in the province of Quebec, together with such persons as become shareholders in the company, are incorporated under the name of Canadian Reassurance Company, and, in French, Compagnie Canadienne de Réassurance, hereinafter called "the Company".

Incorporation.
Corporate name.

2. The persons named in section 1 of this Act shall be the provisional directors of the Company.

Provisional directors.

3. The capital stock of the Company shall be one million dollars, which may be increased to three million dollars.

Capital stock.

4. The amount to be subscribed before the general meeting for the election of directors is called shall be one million dollars.

Subscription before general meeting.

5. The Company shall not commence any business of insurance until at least one million dollars of its capital stock has been bona fide subscribed and at least that amount paid thereon. It may then transact all or any of the classes of insurance authorized by section 7 of this Act.

Subscription and payment of capital before commencing business.

Head office. **6.** The head office of the Company shall be in the city of Toronto, in the province of Ontario.

Powers. **7.** The Company may undertake, transact and make contracts of insurance, including contracts of reinsurance, for all or any of the following classes of insurance:
(a) life insurance;
(b) personal accident insurance;
(c) sickness insurance.

R.S., c.31;
1956, c.28;
1957-58, c.11. **8.** The *Canadian and British Insurance Companies Act* shall apply to the Company.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 52

An Act respecting Montreal Life Insurance Company.

[Assented to 27th May, 1960.]

WHEREAS Montreal Life Insurance Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.
1908, c. 165;
1924, c. 92.

1. The Company may use, in the transaction of its business, either the name Montreal Life Insurance Company or the name Compagnie d'Assurance-Vie de Montréal, in either of which names it may sue or be sued, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Company in either of the said names shall be valid and binding on the Company.

Name in
French.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, nor in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of section 1 of the Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

Existing
rights saved.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 53

An Act to incorporate Munich Reinsurance Company of
Canada.

[Assented to 27th May, 1960.]

WHEREAS the persons hereinafter named have by their Preamble.
petition prayed that it be enacted as hereinafter set
forth and it is expedient to grant the prayer of the
petition: Therefore Her Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. William Fraser Macklaier, one of Her Majesty's Incorporation.
Counsel, Raymond Eric Parsons, advocate, and James
Knatchbull Hugessen, advocate, all of the city of Montreal,
in the province of Quebec, together with such persons as
become shareholders in the company, are hereby incorpo-
rated under the name of Munich Reinsurance Company of Corporate
Canada, and, in French, La Munich, du Canada, Compagnie name.
de Réassurance, hereinafter called "the Company".

2. The persons named in section 1 shall be the provisional Provisional
directors of the Company. directors.

3. The capital stock of the Company shall be one million Capital stock.
dollars, which may be increased to three million dollars.

4. The amount to be subscribed before the general meet- Subscription
ing for the election of directors is called shall be one million before general
dollars. meeting.

5. The Company shall not commence any business of Subscription
insurance until at least one million dollars of its capital and payment
stock has been bona fide subscribed and at least that of capital
amount paid thereon. It may then transact all or any of the before
classes of insurance authorized by section 7 of this Act. commencing
business.

6. The head office of the Company shall be in the city of Montreal, in the province of Quebec.

Head office.

7. The Company may undertake, transact and make contracts of insurance, including contracts of reinsurance, for all or any of the following classes of insurance:

Classes of insurance authorized.

- (a) fire insurance;
- (b) accident insurance;
- (c) aircraft insurance;
- (d) automobile insurance;
- (e) boiler insurance;
- (f) credit insurance;
- (g) earthquake insurance;
- (h) explosion insurance;
- (i) falling aircraft insurance;
- (j) forgery insurance;
- (k) guarantee insurance;
- (l) hail insurance;
- (m) impact by vehicles insurance;
- (n) inland transportation insurance;
- (o) live stock insurance;
- (p) machinery insurance;
- (q) marine insurance;
- (r) personal property insurance;
- (s) plate glass insurance;
- (t) real property insurance;
- (u) sickness insurance;
- (v) sprinkler leakage insurance;
- (w) theft insurance;
- (x) water damage insurance;
- (y) weather insurance;
- (z) windstorm insurance.

R.S., c. 31;
1956, c. 28;
1957-58, c. 11.

8. The *Canadian and British Insurance Companies Act* shall apply to the Company.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8-9 ELIZABETH II.

CHAP. 54

An Act to incorporate United Canada Insurance Company.

[Assented to 27th May, 1960.]

WHEREAS the persons hereinafter named have by their Preamble.
petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. James Thomas Buttery, insurance executive, and James Walker Henderson, insurance executive, both of the city of Montreal, in the province of Quebec, and Alexander John Campbell, one of Her Majesty's Counsel, of the city of Westmount, in the province of Quebec, together with such persons as become shareholders in the company, are incorporated under the name of United Canada Insurance Company, and, in French, Canada Uni, Compagnie d'Assurance, hereinafter called "the Company". Incorporation.
Corporate name.

2. The persons named in section 1 shall be the provisional directors of the Company. Provisional directors.

3. The capital stock of the Company shall be one million dollars, divided into shares of one hundred dollars each. Capital stock.

4. The amount to be subscribed before the general meeting is called for the election of directors shall be five hundred thousand dollars. Subscription before general meeting.

5. The head office of the Company shall be in the city of Montreal, in the province of Quebec. Head office.

Classes of
insurance
authorized.

6. The Company may undertake, transact and make contracts of insurance for all or any of the following classes of insurance:

- (a) fire insurance;
- (b) accident insurance;
- (c) aircraft insurance;
- (d) automobile insurance;
- (e) boiler insurance;
- (f) credit insurance;
- (g) earthquake insurance;
- (h) explosion insurance;
- (i) falling aircraft insurance;
- (j) fidelity insurance;
- (k) forgery insurance;
- (l) hail insurance;
- (m) impact by vehicles insurance;
- (n) inland transportation insurance;
- (o) live stock insurance;
- (p) machinery insurance;
- (q) marine insurance;
- (r) personal property insurance;
- (s) plate glass insurance;
- (t) real property insurance;
- (u) sickness insurance;
- (v) sprinkler leakage insurance;
- (w) surety insurance;
- (x) theft insurance;
- (y) water damage insurance;
- (z) weather insurance;
- (aa) windstorm insurance.

Subscription
and payment
of capital
before
commencing
business.

7. (1) The Company shall not commence any business of insurance until at least five hundred and twenty thousand dollars of its capital has been bona fide subscribed and at least that amount paid thereon. It may then transact the business of fire insurance, accident insurance, automobile insurance, boiler (excluding machinery) insurance, explosion insurance, inland transportation insurance, personal property insurance, plate glass insurance, real property insurance, theft insurance, and in addition thereto, earthquake insurance, falling aircraft insurance, hail insurance, impact by vehicles insurance, sprinkler leakage insurance, water damage insurance, weather insurance and windstorm insurance, limited to the insurance of the same property as is insured under a policy of fire insurance of the Company.

(2) The Company shall not commence any of the other classes of business authorized by section 6 of this Act until the paid capital, or the paid capital together with the surplus, has been increased by an amount or amounts depending upon the nature of the additional class or classes of business, as follows, that is to say:—for aircraft insurance, the said increase shall not be less than forty thousand dollars; for credit insurance, not less than forty thousand dollars; for earthquake insurance, not less than ten thousand dollars; for falling aircraft insurance, not less than ten thousand dollars; for fidelity insurance, not less than fifty thousand dollars; for forgery insurance, not less than forty thousand dollars; for hail insurance, not less than fifty thousand dollars; for impact by vehicles insurance, not less than ten thousand dollars; for live stock insurance, not less than forty thousand dollars; for machinery insurance, not less than forty thousand dollars; for marine insurance, not less than one hundred thousand dollars; for sickness insurance, not less than twenty thousand dollars; for sprinkler leakage insurance, not less than ten thousand dollars; for surety insurance, not less than fifty thousand dollars; for water damage insurance, not less than twenty thousand dollars; for weather insurance, not less than twenty thousand dollars; and for windstorm insurance, not less than fifty thousand dollars.

Additional amounts for certain classes of insurance.

(3) The Company shall, during the five years next after the date of its being registered for the transaction of fire insurance, increase its paid capital and surplus so that at the end of the first year it will be at least fifteen thousand dollars more than is required under the foregoing subsections of this section, and at the end of the second year at least thirty thousand dollars more than so required, and at the end of the third year at least forty-five thousand dollars more than so required, and at the end of the fourth year at least sixty thousand dollars more than so required, and at the end of the fifth year at least seventy-five thousand dollars more than so required.

Periodic increase of paid capital and surplus.

(4) Notwithstanding anything to the contrary contained in this section, the Company may transact all or any of the classes of insurance business authorized by section 6 of this Act when the paid capital amounts to at least five hundred thousand dollars and the paid capital together with the surplus amounts to at least one million dollars.

When Company may transact any or all classes of insurance business.

(5) In this section the word "surplus" means the excess of assets over liabilities, including the amount paid on account of capital stock and the reserve of unearned premiums calculated *pro rata* for the unexpired term of all policies of the Company in force.

"Surplus" defined.

R.S., c.31;
1956, c.28;
1957-58, c.11. **S.** The *Canadian and British Insurance Companies*
Act shall apply to the Company.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8-9 ELIZABETH II.

CHAP. 55

An Act respecting The Wawanesa Mutual Insurance Company.

[Assented to 7th July, 1960.]

WHEREAS The Wawanesa Mutual Insurance Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.
1929, c. 85;
1934, c. 73;
1941, c. 35.

1. Chapter 85 of the statutes of 1929, as amended by chapter 73 of the statutes of 1934 and by chapter 35 of the statutes of 1941, is hereby amended by adding thereto, immediately after section 9 thereof, the following section:—

Amendment.

"9A. (1) The Company may from time to time make contributions to The Wawanesa Mutual Life Insurance Company in accordance with section 11 of the Act to incorporate that Company, but the maximum amount that may be so contributed at any particular time is the amount by which five per cent of the assets of the Company or twenty-five per cent of the surplus of the Company, whichever is the lesser, as determined from the last preceding annual statement of the Company deposited in the Department of Insurance as required by the *Canadian and British Insurance Companies Act*, exceeds the total amount so contributed prior to that time.

Contributions to Wawanesa Mutual Life Insurance Company.

R.S., c. 31;
1956, c. 28;
1957-58, c. 11.

(2) For annual statement purposes and all other purposes under the provisions of the *Canadian and British Insurance Companies Act*, the amount of any such contributions that have not been refunded shall be included in the assets of the Company in the same manner as if the said amount of contributions represented an investment in the fully-paid shares of a company transacting the business of insurance made under the provisions of section 64 of the said Act."

Contributions in accounts.

Coming
into
force.

2. This Act shall come into force on a date to be specified by the Superintendent of Insurance in a notice in the *Canada Gazette*, and such notice shall not be given until this Act has been approved by a resolution adopted by at least two-thirds of the votes of the members of the Company present or represented by proxy at a meeting duly called for that purpose, nor until the Superintendent of Insurance has been satisfied, by such evidence as he may require, that such approval has been given.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8-9 ELIZABETH II.

CHAP. 56

An Act to incorporate The Wawanesa Mutual Life Insurance Company.

[Assented to 7th July, 1960.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. John Noel Thompson Bulman, lithographer, of the city of Winnipeg, Gilbert Harrison Grant, retired pharmacist, of the town of Souris, Wilfred Forrest McGregor, farmer, of the city of Brandon, Charles Clinton Gorrie, retired pharmacist, of the village of Wawanesa, Harold Frederick Stevenson, secretary, of the village of Wawanesa, and Milton Carman Holden, manager, of the city of Winnipeg, all in the province of Manitoba, together with such persons as become members of the company, are incorporated as a mutual life insurance company under the name of The Wawanesa Mutual Life Insurance Company, and, in French, La Compagnie Mutuelle d'Assurance-vie Wawanesa, hereinafter called "the Company"; and either the English or the French name of the Company may be used in carrying on the business or operations of the Company.

Incorporation.

Corporate name.

2. The persons named in section 1 shall be the provisional directors of the Company, and shall remain in office until replaced by directors duly elected in their stead at the first annual meeting following the commencement of business.

Provisional directors.

3. The head office of the Company shall be at the village of Wawanesa, in the province of Manitoba.

Head office.

4. The Company shall be a corporation without share capital.

No share capital.

Classes of
insurance
authorized.

5. The Company may undertake, transact and make contracts of insurance in any one or more of the following classes of insurance:

- (a) life insurance;
- (b) personal accident insurance;
- (c) sickness insurance.

Commence-
ment of
business.

6. The Company shall not commence any business of insurance until contributions amounting to at least one million dollars have been received from The Wawanesa Mutual Insurance Company in accordance with section 11.

Initial
membership
fee.

Proviso.

7. The board of directors may by by-law establish an initial membership fee: Provided that any such by-law shall have no force or effect until it is confirmed at a special general meeting of the Company duly called for that purpose.

Qualification
for
membership.

8. Every person who has contracted with the Company for a policy of insurance or a policy providing for an annuity and who holds such a policy upon which no premiums are overdue shall be a member of the Company and entitled to attend and vote at all general meetings of the Company, and each member shall have one vote.

Qualification
of
directors.

9. Every member of the Company shall be eligible to be elected as a director, but he shall cease to be a director if he ceases to be a member of the Company.

Election of
directors.

10. (1) There shall be elected, at the first and second annual meetings following the commencement of business, a board of not less than five nor more than nine directors who shall hold office for one year, but shall be eligible for re-election.

(2) The Company shall, by by-law passed not less than three months prior to the holding of its third annual meeting following the commencement of business, determine the number of directors to be elected at that and at subsequent annual meetings until otherwise changed by by-law, but the number so determined shall not be less than nine nor more than twenty-one.

(3) At any annual meeting thereafter the Company may by by-law change, or authorize the board of directors to change from time to time, the number of directors, but the board of directors shall at all times consist of not less than nine nor more than twenty-one directors, and in the event of any increase in the number of directors having been made by the directors, the vacancy or vacancies in the board

thereby created may be filled by the directors from among the qualified members of the Company, to hold office until the next annual meeting.

11. (1) The Company may from time to time, by an agreement or agreements, accept contributions from The Wawanesa Mutual Insurance Company and such contributions may be used for the purposes of the Company in such manner as the directors may from time to time determine.

Contributions.

1929, c. 85;
1934, c. 73;
1941, c. 35.

(2) The contributions so received may be refunded in whole or in part at such times and in such instalments as the directors may from time to time determine, but no such refund shall be made unless approved by the Superintendent of Insurance nor unless The Wawanesa Mutual Insurance Company agrees to accept the refund.

(3) The Company may pay interest on the amount of any such contributions that have not been refunded at such rate as the directors may from time to time determine but not exceeding six per cent per annum.

(4) The amount of any such contributions that have not been refunded shall be designated as the Guarantee Fund in the Company's accounts and shall be shown in all its published financial statements and in the annual statement deposited under the provisions of the *Canadian and British Insurance Companies Act* in the same manner as if the said amount represented paid-up capital of the Company.

Guarantee Fund.

12. If an agreement, or agreements, be entered into pursuant to section 11, The Wawanesa Mutual Insurance Company shall be entitled to have a representative attend and vote at all general meetings of the Company and such representative shall have one vote for every one thousand dollars, or fraction thereof, of contributions made under such agreement, or agreements, and not refunded.

Representative of contributor.

13. The *Canadian and British Insurance Companies Act* shall apply to the Company.

R.S., c. 31;
1956, c. 28;
1957-58, c. 11.

8 - 9 ELIZABETH II.

CHAP. 57

An Act to incorporate Western Surety Company.

[Assented to 7th July, 1960.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. Frederick Walter Hembling Hill, executive, Lionel Napier Ray, executive, Kevin Patrick Mulvihill, executive, and Robert Wallace Hugg, one of Her Majesty's Counsel, all of the city of Regina, in the province of Saskatchewan, together with such persons as become shareholders in the company, are incorporated under the name of Western Surety Company, hereinafter called "the Company".

Incorporation.

Corporate name.

2. The persons named in section 1 shall be the provisional directors of the Company.

Provisional directors.

3. The capital stock of the Company shall be one million dollars, divided into shares of one hundred dollars each.

Capital stock.

4. The amount to be subscribed before the general meeting for the election of directors is called shall be five hundred thousand dollars.

Subscription before general meeting.

5. The head office of the Company shall be in the city of Regina, in the province of Saskatchewan.

Head office.

6. The Company may undertake, transact and make contracts of insurance in any one or more of the following classes of insurance:—

Classes of insurance authorized.

- (a) guarantee insurance;
- (b) accident insurance;
- (c) aircraft insurance;

- (d) automobile insurance;
- (e) boiler insurance;
- (f) credit insurance;
- (g) earthquake insurance;
- (h) explosion insurance;
- (i) falling aircraft insurance;
- (j) fire insurance;
- (k) forgery insurance;
- (l) hail insurance;
- (m) impact by vehicles insurance;
- (n) inland transportation insurance;
- (o) live stock insurance;
- (p) machinery insurance;
- (q) marine insurance;
- (r) personal property insurance;
- (s) plate glass insurance;
- (t) real property insurance;
- (u) sickness insurance;
- (v) sprinkler leakage insurance;
- (w) theft insurance;
- (x) water damage insurance;
- (y) weather insurance;
- (z) windstorm insurance.

Subscription
and payment
of capital
before com-
mencing
business.

7. (1) The Company shall not commence any business of insurance until at least five hundred thousand dollars of its capital stock has been bona fide subscribed and at least two hundred and forty thousand dollars paid thereon. It may then transact the business of guarantee insurance and theft insurance.

Additional
amounts for
certain
classes of
business.

(2) The Company shall not commence business in any of the other classes of insurance authorized by section 6 of this Act until the paid capital, or the paid capital together with the surplus, has been increased by an amount or amounts depending upon the nature of the additional class or classes of business as follows, that is to say:— for accident insurance, the said increase shall not be less than eighty thousand dollars; for aircraft insurance, not less than one hundred thousand dollars; for automobile insurance, not less than one hundred thousand dollars; for boiler insurance, not less than forty thousand dollars; for credit insurance, not less than forty thousand dollars; for earthquake insurance, not less than ten thousand dollars; for explosion insurance, not less than forty thousand dollars; for falling aircraft insurance, not less than ten thousand dollars; for fire insurance, not less than one hundred thousand dollars; for forgery insurance, not less than forty thousand dollars; for hail insurance, not less than fifty thousand dollars; for impact by vehicles insurance,

not less than ten thousand dollars; for inland transportation insurance, not less than twenty thousand dollars; for live stock insurance, not less than forty thousand dollars; for machinery insurance, not less than forty thousand dollars; for marine insurance, not less than one hundred thousand dollars; for personal property insurance, not less than twenty thousand dollars; for plate glass insurance, not less than twenty thousand dollars; for real property insurance, not less than twenty thousand dollars; for sickness insurance, not less than twenty thousand dollars; for sprinkler leakage insurance, not less than ten thousand dollars; for water damage insurance, not less than twenty thousand dollars; for weather insurance, not less than twenty thousand dollars; and for windstorm insurance, not less than fifty thousand dollars.

(3) The Company shall, during the five years next after the date of its being registered for the transaction of guarantee insurance, increase its paid capital and surplus so that at the end of the first year it will be at least fifteen thousand dollars more than is required under the foregoing subsections of this section, and at the end of the second year at least thirty thousand dollars more than so required, and at the end of the third year at least forty-five thousand dollars more than so required, and at the end of the fourth year at least sixty thousand dollars more than so required, and at the end of the fifth year at least seventy-five thousand dollars more than so required.

Periodic increase of paid capital and surplus.

(4) Notwithstanding anything to the contrary contained in this section the Company may transact business in any one or more of the classes of insurance authorized by section 6 of this Act when the paid capital amounts to at least five hundred thousand dollars and the paid capital together with the surplus amounts to at least one million dollars.

When Company may transact any or all classes of insurance business.

(5) In this section the word "surplus" means the excess of assets over liabilities, including in the liabilities the amount paid on account of capital stock and the reserve of unearned premiums calculated *pro rata* for the unexpired term of all policies of the Company in force.

"Surplus" defined.

8. (1) The Company may acquire by agreement the whole or any part of the rights and property and may assume the obligations and liabilities of Western Surety Company Limited, incorporated on the nineteenth day of December, 1949, under and pursuant to the provisions of chapter 113 of the Revised Statutes of Saskatchewan, 1940, hereinafter called "the Provincial Company"; and in the event of such acquisition and assumption the Company shall perform and discharge all such obligations and liabilities

Power to acquire rights and property of a certain Saskatchewan insurance company.

ities of the Provincial Company with respect to the rights and property acquired as are not performed and discharged by the Provincial Company.

Submission
to Treasury
Board.

(2) No agreement between the Company and the Provincial Company providing for such acquisition and assumption shall become effective until it has been submitted to and approved by the Treasury Board of Canada.

Coming into
force.

9. This Act shall come into force on a date to be specified by the Superintendent of Insurance in a notice in the *Canada Gazette*. Such notice shall not be given until this Act has been approved by a resolution adopted by at least two-thirds of the votes of the members of the Provincial Company present or represented by proxy at a meeting duly called for that purpose, nor until the Superintendent of Insurance has been satisfied by such evidence as he may require that such approval has been given and that the Provincial Company has ceased to transact the business of insurance or will cease to transact such business forthwith upon a certificate of registry being issued to the Company.

R.S., c. 31;
1956, c. 28;
1957-58, c. 11.

10. The *Canadian and British Insurance Companies Act* shall apply to the Company.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 58

An Act respecting International Loan Company.

[Assented to 27th May, 1960.]

WHEREAS International Loan Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.
1920, c. 91.

1. The name of the Company is hereby changed to International Savings and Mortgage Corporation, but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Company, nor in any way affect any suit or proceeding now pending, or judgment existing, either by or in favour of or against the Company, which, notwithstanding such change in the name of the Company, may be prosecuted, continued, completed and enforced as if this Act had not been passed, and any suit or legal proceeding that might have been commenced or continued by or against the Company by its former name may be commenced or continued by or against it by its new name.

Change of
name.

Existing
rights saved.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8-9 ELIZABETH II.

CHAP. 59

An Act to incorporate Laurentide Finance Company.

[Assented to 27th May, 1960.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. Peter Paul Saunders, executive, Andrew E. Saxton, executive, D. E. Fenton, executive, Ralph S. Paxton, executive, all of the city of Vancouver, in the province of British Columbia, John W. Rook, executive, Roland Therien, executive, and Fernand Delhaes, executive, all of the city of Montreal, in the province of Quebec, together with such other persons as become shareholders in the company, are incorporated under the name of Laurentide Finance Company, and, in French, Laurentide, Compagnie de Finance, hereinafter called "the Company."

Incorporation.

Corporate name.

2. The persons named in section 1 of this Act shall be the provisional directors of the Company.

Provisional directors.

3. The capital stock of the Company shall be five hundred thousand dollars, which may be increased to one million dollars.

Capital stock.

4. The amount to be subscribed before the provisional directors may call a general meeting of the shareholders shall be one hundred thousand dollars.

Amount to be subscribed before general meeting.

5. The Company shall not commence business until two hundred and fifty thousand dollars of the capital stock have been subscribed and one hundred thousand dollars paid thereon.

Amount to be subscribed and paid before commencement.

Head office.

6. The head office of the Company shall be in the city of Vancouver, in the province of British Columbia.

R.S., c. 251;
1956, c. 46.

7. The Company is incorporated pursuant to Part II of the *Small Loans Act*, and to it all the provisions of that Act shall extend and apply.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8-9 ELIZABETH II.

CHAP. 60

An Act to incorporate Matador Pipe Line Company, Ltd.

[Assented to 27th May, 1960.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. George Maxwell Peacock, one of Her Majesty's Counsel, of the city of Edmonton, in the province of Alberta, MacLean Everett Jones, one of Her Majesty's Counsel, and William Gordon Brown, barrister-at-law, both of the city of Calgary, in the said province of Alberta, Cortlandt Scoville Dietler, oil producer, of the city of Denver, in the state of Colorado, one of the United States of America, and Elmer Goodman Balsam, oil transporter, of Miles City, in the state of Montana, one of the United States of America, together with such persons as become shareholders in the company, are incorporated under the name of Matador Pipe Line Company, Ltd., hereinafter called "the Company".

Incorporation.

2. The persons named in section 1 of this Act shall be the first directors of the Company.

Provisional directors.

3. (1) The capital stock of the Company shall consist of
(a) one hundred thousand common shares without nominal or par value, and
(b) eighteen thousand preferred shares of the par value of fifty dollars per share.

Capital stock.

(2) The Company may by by-law

(a) provide for the issue of the preferred shares in one or more series with such preferences, privileges or

other special rights, restrictions, conditions or limitations attaching to each series whether with regard to dividends, capital or otherwise as in the by-law may be declared, and

- (b) subdivide or consolidate into shares of smaller or larger par value and reclassify into another or different series any unissued preferred shares and amend, vary, alter or change any of the preferences, privileges, rights, restrictions, conditions or limitations which may have been attached to any unissued preferred shares:

Proviso.

Provided that no such by-law shall be valid or acted upon until it has been sanctioned by at least two-thirds of the votes cast at a special general meeting of the common shareholders of the Company duly called for considering the same and until a certified copy of such by-law has been filed with the Secretary of State.

(3) Except to the extent that such rights may be provided by any by-law enacted under subsection (2), the holders of preferred shares of any series shall not as such have the right to vote or to receive notice of or to attend any meeting of the common shareholders of the Company, but no change shall be made affecting the rights or privileges of the holders of issued and outstanding preferred shares of any series except by by-law duly enacted by the directors and sanctioned by the common shareholders in the manner set forth in subsection (2), nor shall such by-law have any force or effect unless or until it has been sanctioned by at least two-thirds of the votes cast at a special general meeting of the holders of the issued and outstanding preferred shares of such series duly called for considering the same, and a certified copy thereof has been filed with the Secretary of State.

(4) Ownership of preferred shares shall not qualify any person to be a director of the Company.

Head office
and other
offices.

4. (1) The head office of the Company shall be in the city of Calgary, in the province of Alberta, which head office shall be the domicile of the Company in Canada; and the Company may establish such other offices and agencies elsewhere within or without Canada as it deems expedient.

(2) The Company may, by by-law, change the place where the head office of the Company is to be situate.

(3) No by-law for the said purpose shall be valid or acted upon until it is sanctioned by at least two-thirds of the votes cast at a special general meeting of the shareholders duly called for considering the by-law and a copy of the by-law certified under the seal of the Company has been filed with the Secretary of State and published in the *Canada Gazette*.

5. The Company shall have all the powers, privileges and immunities conferred by, and be subject to all the limitations, liabilities and provisions of the *National Energy Board Act*, and any other general legislation relating to pipe lines enacted by Parliament with respect to the transmission and transportation of oil and other liquid hydrocarbons.

Pipe lines
legislation
to apply.
1959, c. 46.

6. The Company, subject to the provisions of any general legislation relating to pipe lines for the transmission and transportation of oil and other liquid hydrocarbons which is enacted by Parliament, may

Power to
construct
and operate
pipe lines.

- (a) within Canada in the province of Manitoba and outside Canada construct, purchase, lease or otherwise acquire and hold, develop, operate, maintain, control, lease, mortgage, hypothecate, create liens or other security upon, sell, convey or otherwise dispose of and turn to account any and all extra-provincial and/or international pipe lines and all appurtenances relative thereto for gathering, transmitting, transporting, storing and delivering of oil or other liquid hydrocarbons or products thereof, including pumping stations, terminals, storage tanks or reservoirs and all works relative thereto for use in connection with the said pipe lines; and buy or otherwise acquire, transmit, transport and sell or otherwise dispose of and distribute oil and other liquid hydrocarbons and products thereof; and own, lease, sell, operate and maintain aircraft and aerodromes for the purpose of its undertaking, together with the facilities required for the operation of such aircraft and aerodromes; and own, lease, operate and maintain interstation telephone, teletype and telegraph communication systems and, subject to the *Radio Act* and any other statute relating to radio, own, lease, operate and maintain interstation radio communication facilities;

R.S., c. 233.

- (b) purchase, hold, lease, sell, improve, exchange or otherwise deal in real property or any interest and rights therein legal or equitable or otherwise howsoever and deal with any portion of the lands and property so acquired, and may subdivide the same into building lots and generally lay the same out into lots, streets and building sites for residential purposes or otherwise and may construct streets thereon and necessary sewerage and drainage systems and build upon the same for residential purposes or otherwise and supply any buildings so erected, or other buildings erected upon such lands, with electric light, heat, gas, water and other requisites, and lease or sell the

Power to
hold land.

same, upon such terms and subject to such conditions as appear requisite, either to its employees or to others; and

Ancillary powers.

- (c) exercise as ancillary and incidental to the purposes or objects set forth in this Act, the powers following, unless such powers or any of them are expressly excluded by this Act, namely, the powers set forth in paragraphs (a) to (bb) inclusive of subsection (1) of section 14 of the *Companies Act*.

R.S., c. 53.

Sections of the *Companies Act* to apply. R.S., c. 53. Proviso.

7. The provisions of subsections (7), (8), (9) and (10) of section 12 and sections 39, 40, 62, 63, 64, 65, 84, 91 and 94 of Part I of the *Companies Act* apply to the Company: Provided that wherever in the said subsection (10) of section 12 the words "letters patent" or "supplementary letters patent" appear, the words "Special Act" shall be substituted therefor.

Sections of the *Companies Act* not to apply. R.S., c. 53.

8. Sections 153, 162, 167, 184, 190, 193 and 194 of Part III of the *Companies Act* shall not be incorporated with this Act.

Company not to make a loan to shareholders or directors.

9. (1) The Company shall not make any loan to any of its shareholders or directors or give, whether directly or indirectly, and whether by means of a loan, guarantee, the provision of security or otherwise, any financial assistance for the purpose of, or in connection with, a purchase made or to be made by any person of any shares in the Company: Provided that nothing in this section shall be taken to prohibit

Proviso.

- (a) the making by the Company of loans to persons, other than directors, bona fide in the employment of the Company, with a view to enabling or assisting those persons to purchase or erect dwelling houses for their own occupation; and the Company may take, from such employees, mortgages or other securities for the repayment of such loans;
- (b) the provision by the Company, in accordance with any scheme for the time being in force, of money for the purchase by trustees of fully paid shares in the capital stock of the Company, to be held by, or for the benefit of, employees of the Company, including any director holding a salaried employment or office in the Company; or
- (c) the making by the Company of loans to persons, other than directors, bona fide in the employment of the Company, with a view to enabling those persons to purchase fully paid shares in the capital stock of the Company, to be held by themselves by way of beneficial ownership.

(2) The powers under paragraphs (b) and (c) of subsection 1 of this section shall be exercised by by-law only.

(3) If any loan is made by the Company in violation of the foregoing provisions, all directors and officers of the Company making the same or assenting thereto, shall, until repayment of said loan, be jointly and severally liable to the Company and to its creditors for the debts of the Company then existing or thereafter contracted: Provided that such liability shall be limited to the amount of said loan with interest.

Proviso.

10. The redemption or purchase for cancellation of any fully paid preferred shares created by this Act or by by-law pursuant to the provisions of this Act, in accordance with any right of redemption or purchase for cancellation reserved in favour of the Company in the provisions attaching to such preferred shares, or the redemption or purchase for cancellation of any fully paid shares of any class, not being common or ordinary shares, and in respect of which the by-laws provide for such right of redemption or purchase, in accordance with the provisions of such by-laws, shall not be deemed to be a reduction of the paid-up capital of the Company, if such redemption or purchase for cancellation is made out of the proceeds of an issue of shares made for the purpose of such redemption or purchase for cancellation, or if,

When redemption or purchase not a reduction of paid-up capital.

(a) no cumulative dividends on the preferred shares or shares of the class in respect of which such right of redemption or purchase exists and which are so redeemed or purchased for cancellation are in arrears; and

(b) if such redemption or purchase for cancellation of such fully paid shares is made without impairment of the Company's capital by payments out of the ascertained net profits of the Company which have been set aside by the directors for the purposes of such redemption or of such purchase for cancellation, and if such net profits are then available for such application as liquid assets of the Company, as shown by the last balance sheet of the Company, certified by the Company's auditors, and being made up to a date not more than ninety days prior to such redemption or purchase for cancellation, and after giving effect to such redemption or purchase for cancellation;

and subject as aforesaid, any such shares may be redeemed or purchased for cancellation by the Company on such terms and in such manner as are set forth in the provisions attaching to such shares, and the surplus resulting from such redemption or purchase for cancellation shall be designated

as a capital surplus, which shall not be reduced or distributed by the Company except as provided by a subsequent Act of the Parliament of Canada.

Commission
on sub-
scription.

11. The Company may pay a commission to any person in consideration of his subscribing or agreeing to subscribe, whether absolutely or conditionally, for any shares, bonds, debentures, debenture stock or other securities of the Company, or procuring or agreeing to procure subscriptions, whether absolute or conditional, for any shares, bonds, debentures, debenture stock or other securities of the Company: Provided, however, that as regards shares, such commission shall not exceed ten per centum of the amount realized therefrom.

Proviso.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 61

An Act to incorporate Northern Pipe Line Company.

[Assented to 7th July, 1960.]

WHEREAS the persons hereinafter named have by their Preamble.
petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Joseph Gerard McIntyre, barrister, William McBurney Elliott, barrister, Thomas Clarkson Wakeling, barrister, Stephen Andrew Arsenych, barrister, and William Roy Matheson, barrister, all of the city of Regina, in the province of Saskatchewan, together with such persons as become shareholders in the company, are incorporated under the name of Northern Pipe Line Company, hereinafter called “the Company”. Incorporation.
Corporate name.

2. The persons named in section 1 of this Act shall be the first directors of the Company. Provisional directors.

- 3.** (1) The capital stock of the Company shall consist of Capital stock.
(a) two million common shares without nominal or par value, and
(b) two hundred thousand preferred shares of the par value of one hundred dollars per share.
(2) The Company may by by-law
(a) provide for the issue of the preferred shares in one or more series with such preferences, privileges, or other special rights, restrictions, conditions or limitations attaching to each series whether with regard to dividends, capital or otherwise as in the by-law may be declared, and
(b) subdivide or consolidate into shares of smaller or larger par value and reclassify into another or

different series any unissued preferred shares and amend, vary, alter or change any of the preferences, privileges, rights, restrictions, conditions or limitations which may have been attached to any unissued preferred shares:

Proviso.

Provided that no such by-law shall be valid or acted upon until it has been sanctioned by at least two-thirds of the votes cast at a special general meeting of the common shareholders of the Company duly called for considering the same and until a certified copy of such by-law has been filed with the Secretary of State.

(3) The directors may by resolution prescribe, within the limit set forth in any by-law passed under subsection (2), the terms of issue and precise preferences, privileges, rights, restrictions, conditions or limitations, whether with regard to dividends, capital or otherwise, of any class of preferred shares.

(4) Holders of any class of preferred shares shall not have any voting rights, other than those provided by by-law passed under subsection (2), nor shall they be entitled to receive any notice of or attend any meeting of the common shareholders of the Company except the right to attend and vote at general meetings on any question directly affecting any of the rights or privileges attached to such class of preferred shares, and then there shall be one vote per share, but no change adversely affecting the rights or privileges of any class of preferred shares shall be made unless sanctioned by at least two-thirds of the votes cast at a special general meeting of the holders of such class of issued and outstanding preferred shares duly called for considering the same, and until a certified copy of such by-law has been filed with the Secretary of State.

(5) Ownership of preferred shares shall not qualify any person to be a director of the Company.

Head office
and other
offices.

4. (1) The head office of the Company shall be in the city of Regina, in the province of Saskatchewan, which head office shall be the domicile of the Company in Canada; and the Company may establish such other offices and agencies elsewhere within or without Canada as it deems expedient.

(2) The Company may, by by-law, change the place where the head office of the Company is to be situate.

(3) No by-law for the said purpose shall be valid or acted upon until it is sanctioned by at least two-thirds of the votes cast at a special general meeting of the shareholders duly called for considering the by-law and a copy of the by-law certified under the seal of the Company has been filed with the Secretary of State and published in the *Canada Gazette*.

5. The Company shall have all the powers, privileges and immunities conferred by, and be subject to all the limitations, liabilities and provisions of, the *National Energy Board Act* and any other general legislation relating to pipe lines enacted by Parliament with respect to the transportation of oil and gas and other liquid or gaseous hydrocarbons.

Pipe lines
legislation
to apply.
1959, c. 46

6. The Company, subject to the provisions of any general legislation relating to pipe lines for the transmission and transportation of gas and oil and other liquid and gaseous hydrocarbons which is enacted by Parliament, may

Power to
construct and
operate pipe
lines.

- (a) within or outside Canada construct, purchase, lease or otherwise acquire and hold, develop, operate, maintain, control, lease, mortgage, hypothecate, create liens or other security upon, sell, convey, or otherwise dispose of and turn to account any and all interprovincial, extra-provincial and/or international pipe lines and all appurtenances relative thereto for the gathering, transmitting, transporting, storing and delivering of any natural or artificial gas and oil or any products or by-products thereof or any of them, including pumping stations, terminals, storage tanks or reservoirs and all works relative thereto for use in connection with the said pipe lines; and buy or otherwise acquire, transmit, transport and sell, or otherwise dispose of and distribute natural and artificial gas and oil and any products or byproducts thereof; and own, lease, sell, operate and maintain aircraft and aerodromes for the purpose of its undertaking, together with the facilities required for the operation of such aircraft and aerodromes; and own, lease, operate and maintain interstation telephone, teletype, telegraph and microwave or television communication systems, and, subject to the *Radio Act*, and any other statute relating to radio, microwave or television, own, lease, operate and maintain interstation radio, microwave or television communication facilities;

R.S., c. 233.

- (b) purchase, hold, lease, sell, improve, exchange or otherwise deal in any property, real or personal, movable or immovable, or any interest and rights therein, legal or equitable or otherwise howsoever, and deal with any portion of the lands and property so acquired, and may subdivide the same into building lots and generally lay the same out into lots, streets and building sites for residential purposes or otherwise, and may construct streets thereon and necessary sewerage and drainage systems and build upon the same for residential purposes or otherwise, and

Power to
hold land.

supply any buildings so erected, or other buildings erected upon such lands, with electric light, heat, gas, water or other requisites, and lease or sell the same, upon such terms and subject to such conditions as appear requisite, either to its employees or to others; and

Ancillary powers.

- (c) exercise, as ancillary and incidental to the purposes or objects set forth in this Act, the powers following, unless such powers or any of them are expressly excluded by this Act, namely, the powers set forth in paragraphs (a) to (bb) inclusive of subsection (1) of section 14 of the *Companies Act*.

R.S., c. 53.

Sections of the *Companies Act* to apply.
R.S., c. 53
Proviso.

7. The provisions of subsections (7), (8), (9) and (10) of section 12, and sections 39, 40, 59, 62, 63, 64, 65, 84, 91 and 94 of Part I of the *Companies Act* apply to the Company: Provided that wherever in the said subsection (10) of section 12 and in the said section 59 the words "letters patent" or "supplementary letters patent" appear, the words "Special Act" shall be substituted therefor.

Sections of the *Companies Act* not to apply.
R.S., c. 53.

8. Sections 153, 162, 167, 172, 184, 190, 193 and 194 of Part III of the *Companies Act* shall not be incorporated with this Act.

Company not to make a loan to shareholders or directors.

9. (1) The Company shall not make any loan to any of its shareholders or directors or give, whether directly or indirectly, and whether by means of a loan, guarantee, provision of security or otherwise, any financial assistance for the purpose of, or in connection with, a purchase made or to be made by any person of any shares in the capital stock of the Company: Provided that nothing in this section shall be taken to prohibit

Proviso.

- (a) the making by the Company of loans to persons other than directors, bona fide in the employment of the Company, with a view to enabling or assisting those persons to purchase or erect dwelling houses for their own occupation; and the Company may take, from such employees, mortgages or other securities for the repayment of such loans;
- (b) the provision by the Company, in accordance with any scheme for the time being in force, of money for the purchase by trustees of fully paid shares in the capital stock of the Company, to be held by, or for the benefit of, employees of the Company, including any director holding a salaried employment or office in the Company; or
- (c) the making by the Company of loans to persons, other than directors, bona fide in the employment of

the Company, with a view to enabling those persons to purchase fully paid shares in the capital stock of the Company, to be held by themselves by way of beneficial ownership.

(2) The powers under paragraphs (b) and (c) of subsection (1) of this section shall be exercised by by-law only.

(3) If any loan is made by the Company in violation of the foregoing provisions, all directors and officers of the Company making the same or assenting thereto, shall, until repayment of said loan, be jointly and severally liable to the Company and to its creditors for the debts of the Company then existing or thereafter contracted: Provided that such liability shall be limited to the amount of said loan with interest.

Proviso

10. The redemption or purchase for cancellation of any fully paid preferred shares created by by-law pursuant to the provisions of this Act, in accordance with any right of redemption or purchase for cancellation reserved in favour of the Company in the provisions attaching to such preferred shares, or the redemption or purchase for cancellation of any fully paid shares of any class, not being common or ordinary shares, and in respect of which the by-laws provide for such right of redemption or purchase, in accordance with the provisions of such by-laws, shall not be deemed to be a reduction of the paid-up capital of the Company, if such redemption or purchase for cancellation is made out of the proceeds of an issue of shares made for the purpose of such redemption or purchase for cancellation, or if,

When redemption or purchase not a reduction of paid-up capital.

(a) no cumulative dividends, on the preferred shares or shares of the class in respect of which such right of redemption or purchase exists and which are so redeemed or purchased for cancellation, are in arrears; and

(b) if such redemption or purchase for cancellation of such fully paid shares is made without impairment of the Company's capital by payments out of the ascertained net profits of the Company which have been set aside by the directors for the purposes of such redemption or of such purchase for cancellation, and if such net profits are then available for such application as liquid assets of the Company, as shown by the last balance sheet of the Company, certified by the Company's auditors, and being made up to a date not more than ninety days prior to such redemption or purchase for cancellation, and after giving effect to such redemption or purchase for cancellation;

and subject as aforesaid, any such shares may be redeemed or purchased for cancellation by the Company on such terms

and in such manner as are set forth in the provisions attaching to such shares, and the surplus resulting from such redemption or purchase for cancellation shall be designated as a capital surplus, which shall not be reduced or distributed by the Company except as provided by a subsequent Act of the Parliament of Canada.

Commission
on subscrip-
tion.

11. The Company may pay a commission to any person in consideration of his subscribing or agreeing to subscribe, whether absolutely or conditionally, for any shares, bonds, debentures, debenture stock or other securities of the Company, or procuring or agreeing to procure subscriptions, whether absolute or conditional, for any shares, bonds, debentures, debenture stock or other securities of the Company: Provided, however, that as regards shares, such commission shall not exceed ten per centum of the amount realized therefrom.

Proviso.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 62

An Act respecting The Algoma Central and Hudson Bay Railway Company.

[Assented to 31st March, 1960.]

WHEREAS The Algoma Central and Hudson Bay Railway Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.
1899, c. 50;
1900, c. 49;
1901, c. 46;
1902, c. 38;
1905, c. 53;
1906, c. 54;
1907, c. 57;
1909, c. 40;
1910, c. 65;
1911, c. 34;
1916, c. 32;
1927, c. 78;
1930, c. 51;
1931, c. 62;
1932-33, c. 56;
1958, c. 53.

1. (1) All general meetings of shareholders of the Company, whether annual or special, may be held at any place within Canada as may from time to time be specified by resolution of the directors.

Meetings
of share-
holders.

(2) The board of directors of the Company shall consist of such number not being less than five or more than fifteen as shall be determined by the shareholders at each annual meeting.

Number of
directors.

(3) The quorum of the board of directors shall be fixed by the board of directors: Provided that the quorum shall not be less than four directors.

Quorum of
directors.
Proviso.

(4) A director may with the approval of the board of directors appoint any person who is qualified to be elected as a director to serve as his alternate director and as such to attend and vote in his absence in his stead at meetings of the board of directors, and such alternate director shall if present be included in the count for a quorum. An alternate director shall *ipso facto* vacate office as an alternate director if and when the appointing director vacates office as a director or removes the appointee from office as alternate director, and any appointment or removal under this clause shall be made in writing under the hand of the director making the same.

Alternate
directors.

Executive
committee.

(5) The board of directors of the Company whenever it consists of more than six may, if authorized by by-law duly passed by the directors and sanctioned by at least two-thirds of the votes cast at a special general meeting of shareholders duly called for considering the by-law, elect from its number an executive committee of not less than three, which executive committee shall have power to fix its quorum at not less than a majority of its members and may exercise such powers of the board as are delegated to it by such by-law, subject to any restrictions contained in such by-law and to any restrictions imposed from time to time by the board.

R.S., c. 234.

(6) The foregoing subsections shall apply in respect of the Company notwithstanding anything contained in the *Railway Act* or in any other Act.

R. S., c. 234.

2. Notwithstanding anything contained in the *Railway Act* or in any other Act, the Company may apply to the Parliament of Canada for a Special Act to authorize

Increase of
capital
Issue of
bonds, etc.

- (a) the increase in the capital stock of the Company, or
- (b) the issue of bonds, debentures, perpetual or terminable debenture stock or other securities by the directors of the Company,

if duly empowered in that behalf by at least two-thirds of the votes cast at a special meeting called for the purpose or at any annual meeting in case notice of intention to apply for such authority at such annual meeting has been given, at which meeting, whether annual or special, shareholders representing at least ten per centum in value of the subscribed stock of the Company who have paid all calls due thereon and are entitled to vote thereat, are present in person or represented by proxy: Provided that, in lieu of the notice required by the *Railway Act*, a printed, written or typewritten notice stating the day, hour and place of meeting and the nature of the business to be transacted, shall be served, either personally or by sending such notice to each shareholder entitled to vote at such meeting through the post, in a post-paid wrapper or letter, at least twenty days (exclusive of the day of mailing but inclusive of the day for which notice is given) before the date of such meeting at such address as appears on the books of the Company, or, if no address be given therein, then to the last address of such shareholder known to the Secretary of the Company.

Proviso.

R.S., c. 234.

Officers.
R.S., c. 234.

3. Subsection (2) of section 115 and section 123 of the *Railway Act* shall not prevent officers of the Company from being directors thereof and from entering into contracts of employment with the Company.

4. Dividends may, from time to time, be declared and paid by the directors of the Company in accordance with the provisions of section 129 of the *Railway Act*, or out of any funds of the Company available for that purpose: Provided that no dividends shall be declared when the Company is insolvent or when such declaration and payment would render the Company insolvent. Dividends.
R.S., c. 234.

Proviso.
5. Notwithstanding the provisions of section 110 of the *Railway Act*, the appointment, in writing, of a proxy to vote at meetings of shareholders need not be made under seal unless the Company's by-laws specifically so provide. Proxies for
shareholders.
R.S., c. 234.
6. In lieu of the provisions of section 123 of the *Railway Act*, the provisions of section 96 of the *Companies Act* shall apply with respect to any contract or proposed contract with the Company in which a director of the Company is in any way, whether directly or indirectly, interested. Contracts.
R.S., c. 234;
R.S., c. 53.
7. Nothing in this Act shall in any way restrict the powers of the Board of Transport Commissioners for Canada and all the provisions of the *Railway Act* now applying to the Company and its railway and undertaking not inconsistent with the provisions of this Act shall continue to apply thereto. Application
of *Railway
Act*. R.S., c.
234.

8 - 9 ELIZABETH II.

CHAP. 63

An Act respecting Wabush Lake Railway Company Limited
and Arnaud Railway Company.

[Assented to 14th July, 1960.]

WHEREAS Wabush Lake Railway Company Limited Preamble.
was incorporated pursuant to the provisions of *The Companies Act* of Newfoundland on April 12, 1955, for the purpose of constructing, operating and using certain railways in Labrador, and was granted certain rights, privileges, franchises and immunities pursuant to certain Acts of the Legislature of the province of Newfoundland, namely, *The Wabush Lake Railway Act, 1955*, Number 57 of the statutes of the province of Newfoundland, 1955 (First Session), *The Wabush Lake Railway (Amendment) Act, 1955*, Number 2 of the statutes of the province of Newfoundland, 1955 (Second Session), *The Wabush Lake Railway (Amendment) Act, 1959*, Number 32 of the statutes of the province of Newfoundland, 1959, and *The Wabush-Carol (Agreement) Act, 1959*, Number 37 of the statutes of the province of Newfoundland, 1959;

WHEREAS Arnaud Railway Company was incorporated by an Act of the Legislature of the province of Quebec, chapter 187 of the statutes of the province of Quebec, 1959, for the purpose of constructing and operating a railway in the province of Quebec, and was granted certain rights, privileges, franchises and immunities pursuant to the said Act; and

WHEREAS the Companies have presented a joint petition praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. In this Act, “the Companies” means the bodies corporate and politic referred to in the preamble. Definition.

Works for
general
advantage
of Canada.

2. The railway works and undertakings of the Companies are declared to be works for the general advantage of Canada.

Application
of provincial
statutes.

3. (1) Nothing in this Act shall be construed so as to affect or render inoperative any of the provisions of the Acts of the Legislature of the province of Newfoundland, or of the Act of the Legislature of the province of Quebec, referred to in the preamble; and the Companies shall respectively have and continue to have, exercise and enjoy all the rights, powers and privileges conferred, subject to all the limitations and restrictions imposed upon them, by the said Acts and by the Statutory Agreement referred to in *The Wabush-Carol (Agreement) Act, 1959*, and by any other Acts of the Legislature of the province of Newfoundland or the Legislature of the province of Quebec heretofore enacted.

(2) Without limiting the generality of the foregoing, Wabush Lake Railway Company Limited may construct, prior to January 1, 1965, and may operate a railway from the mine of Wabush Iron Co., Limited, near Wabush Lake, in Labrador, by the most convenient route to or about the Quebec-Newfoundland boundary, to connect with the railway of Arnaud Railway Company; and Arnaud Railway Company may construct, prior to January 1, 1965, and may operate a railway from a connection with the said railway at or about the Quebec-Newfoundland boundary, to the St. Lawrence River at or near Pointe Noire, in Arnaud township, in the province of Quebec.

Application of
Railway Act.

4. Notwithstanding section 3, each of the Companies and any corporate successor or successors thereof, in respect of their respective tolls and tariffs, and of the operation, construction, improvement, maintenance and control of all railways and railway undertakings which either of them may own or operate in Canada, shall hereafter have all the powers, rights and immunities and be subject to all the obligations provided for in the *Railway Act* in respect of railways and railway undertakings subject to the legislative authority of the Parliament of Canada.

R.S., c. 234.

R.S., c. 234

Agreements
with other
companies.

5. Subject to the provisions of section 153 of the *Railway Act*, each of the Companies is hereby authorized to enter into an agreement with any other company, whether within the legislative authority of the Parliament of Canada or not, for selling, conveying or leasing to such company the railway and railway undertaking of the Company, in

whole or in part, or for purchasing from such company the railway and railway undertaking of such company, in whole or in part, or for amalgamation.

6. Nothing in this Act shall release either of the Com- Contracts.
panies from any of its contractual obligations.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 64

An Act respecting The British and Foreign Bible Society
in Canada.

[Assented to 9th March, 1960.]

WHEREAS The British and Foreign Bible Society in Canada, hereinafter called "the Society", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1906, c. 74;
1930, c. 78;
1949 (2nd
Sess.), c. 43.

1. The name of The British and Foreign Bible Society in Canada is changed to Canadian Bible Society, Auxiliary of The British and Foreign Bible Society, but such change in name shall not in any way impair, alter or affect the rights or liabilities or any bequest, gift or donation now made or which hereafter may be made to the Society whether by any of its former names or its new name, or any suit or proceeding now pending or judgment existing either by or in favour of or against the Society which, notwithstanding such change in the name of the Society, may be enforced and continued as if this Act had not been passed.

Change of
name.

2. Section 2 of chapter 74 of the statutes of 1906 as amended by section 2 of chapter 78 of the statutes of 1930 is repealed and the following substituted therefor:

Repeal.

"2. (1) The affairs of the Society shall be managed and controlled by a general board composed of members elected from time to time by the auxiliaries or districts composing it, in accordance with the constitution of the Society, and of such other persons as may be provided for in the said constitution: Provided that the majority of the members of the general board shall be elected by the auxiliaries or districts.

Composition
of general
board.

Proviso.

Officers and committees.	(2) The constitution and by-laws of the Society may provide for the appointment of such officers and such committees as may be deemed necessary or expedient, and may confer on the said officers and committees such of the powers of the general board as may from time to time be deemed proper.
Amendment of constitution.	(3) The constitution and by-laws of the Society in force at the date of the coming into force of this Act shall be and continue to be the constitution and by-laws of the Society until altered or amended under the provisions thereof: Provided that no such alteration or amendment shall be contrary to law or inconsistent with the provisions of this Act."
Proviso.	
Repeal.	3. Section 4 of chapter 74 of the statutes of 1906 is repealed and the following substituted therefor:
Object.	"4. The sole object of the Society shall be to promote and encourage the wider circulation throughout Canada of the Scriptures, without note or comment, and to co-operate with The British and Foreign Bible Society in its world-wide work."
Repeal.	4. (1) Section 5 of chapter 74 of the statutes of 1906 as enacted by section 3 of chapter 78 of the statutes of 1930 is repealed and the following substituted therefor:
Acquisition and disposal of property.	"5. The Society may acquire by purchase or otherwise, take, receive and hold conveyances, devises, bequests and gifts of real and personal property or any real estate or interest therein in Canada, and may use, sell and dispose thereof, and may apply the proceeds of such property for the purposes for which the Society has been organized."
Removal of limitation.	(2) There shall not be, and shall be deemed not to have been in the past, any limitation on the value of the real estate that may be held by the Society.
Meaning of "auxiliary".	5. The term "auxiliary", wherever it appears in chapter 74 of the statutes of 1906, shall be deemed to include the present auxiliaries, which may hereafter be known as districts, and any auxiliaries hereafter formed or known as districts.
Repeal.	6. Section 6 of chapter 74 of the statutes of 1906 is repealed and the following substituted therefor:
Admission of constituents.	"6. The general board may, by resolution, admit as constituents of the Society such auxiliaries or districts of The British and Foreign Bible Society or of the Society, formed or hereafter formed in Canada, as desire to join the Society."

8 - 9 ELIZABETH II.

CHAP. 65

An Act to incorporate The Evangelical Lutheran Church of Canada.

[Assented to 1st August, 1960.]

WHEREAS a petition has been presented by the Board of Management of the Canadian District of the American Lutheran Church, a corporation incorporated by chapter 143 of the statutes of 1913 as amended by chapter 77 of the statutes of 1931, The Norwegian Lutheran Church of Canada, a corporation incorporated by Letters Patent issued under and pursuant to the *Companies Act* on the 1st day of June, 1922, The Evangelical Lutheran Church of Canada, a corporation incorporated by chapter 76 of the statutes of 1951, and the West Canada District of the United Evangelical Lutheran Church, an unincorporated religious body, praying that the four bodies be constituted a single body corporate under the name of The Evangelical Lutheran Church of Canada, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.
1913, c. 143;
1931, c. 77;
1951, c. 76.

R.S., c. 53.

1. The Reverend Marvin Odland, a pastor of The Evangelical Lutheran Church of Canada, of the city of Prince Rupert, in the province of British Columbia, the Reverend Henry Holte, a pastor of The Evangelical Lutheran Church of Canada, of the village of Armena, in the province of Alberta, the Reverend Donald Voigts, a pastor of the Board of Management of the Canadian District of the American Lutheran Church, of the city of Saskatoon, in the province of Saskatchewan, Chris Mikkelsen, executive, a member of the West Canada District of the United Evangelical Lutheran Church, of the city of Calgary, in the province of Alberta, Selmer Gjesdal, farmer, a member of The Evangelical Lutheran Church of Canada, of the village of

Incorporation.

Brancepeth, in the province of Saskatchewan, Algar Lyseng, farmer, a member of The Evangelical Lutheran Church of Canada, of the city of Camrose, in the province of Alberta, Gordon Alexander Guthrie, manager, a member of the Board of Management of the Canadian District of the American Lutheran Church, of the city of Regina, in the province of Saskatchewan, Gerhard Epp, municipal clerk, a member of the Board of Management of the Canadian District of the American Lutheran Church, of the town of Rosthern, in the province of Saskatchewan, and John Michael Singer, barrister-at-law, a member of the Board of Management of the Canadian District of the American Lutheran Church, of the city of Edmonton, in the province of Alberta, together with such other persons and congregations as may from time to time become members of the religious body hereby incorporated, are constituted a body politic and corporate under the name of The Evangelical Lutheran Church of Canada, hereinafter called "the Corporation", for the purposes set out in this Act and for the purpose of administering the property and other temporal affairs of the Corporation.

Corporate
name.

Succession. **2.** The Corporation shall be deemed to be the successor of the Board of Management of the Canadian District of the American Lutheran Church, The Norwegian Lutheran Church of Canada, The Evangelical Lutheran Church of Canada, and the West Canada District of the United Evangelical Lutheran Church.

Trustees. **3.** The persons named in section 1 of this Act shall be the first trustees of the Corporation, and constitute the first board of trustees.

Head office. **4.** (1) The head office of the Corporation shall be in the city of Saskatoon, in the province of Saskatchewan, or at such other place as may be decided by the Corporation.

(2) Notice in writing shall be given to the Secretary of State by the Corporation of any change of location of the head office, and such notice shall be published forthwith in the *Canada Gazette*.

Objects. **5.** The objects of the Corporation shall be

- (a) to promote, maintain, superintend and carry on in any and all parts of Canada, in accordance with the faith, doctrines, constitution, acts and rulings of the Corporation, any or all of the work of that body;
- (b) to advance and increase the diffusion of the faith espoused by the Corporation in all lawful ways;

- (c) to organize, maintain and carry on in any and all parts of Canada and elsewhere churches and missions, and to erect and maintain and conduct churches, schools and colleges granting academic degrees, theological seminaries granting theological degrees and diplomas of graduation, hospitals, dispensaries, orphanages and homes for the aged and other religious, health or welfare agencies;
- (d) to promote the erection and purchase of houses of worship and parsonages;
- (e) to administer in Canada the property, business and other temporal affairs of the Corporation;
- (f) to establish, support and maintain a publishing house for the purpose of printing and publishing and disseminating literature, including works of religion, education, arts and science; and
- (g) to promote the spiritual welfare of all the congregations and mission fields of the Corporation.

6. The Corporation may from time to time make by-laws, not contrary to law, for

Power to
make
by-laws.

- (a) the administration, management and control of the property, business and other temporal affairs of the Corporation;
- (b) the appointment, functions, duties and remuneration of all officers, agents and servants of the Corporation;
- (c) the appointment or deposition of a Board of Trustees or any special committees or boards from time to time created for the purposes of the Corporation and defining the powers of such Board of Trustees, committees or boards;
- (d) the calling of regular or special meetings of the Corporation, or of the Board of Trustees of the Corporation;
- (e) fixing the necessary quorum and the procedure to be followed at all meetings referred to in the preceding paragraph;
- (f) determining the qualifications of members of the Corporation;
- (g) defining and applying the principles, doctrines and religious standards of the Corporation; and
- (h) generally carrying out the objects and purposes of the Corporation.

7. Subject to and in accordance with the by-laws enacted by the Corporation under section 6, the Board of Trustees, consisting of nine persons elected by the Corporation, shall manage all temporal affairs of the Corporation.

Management.

Incidental
powers.

8. The Corporation may do all such lawful acts and things as are incidental to or as may be conducive to the attainment of its objects.

Boards and
committees

9. The Corporation may exercise all its powers by and through such boards or committees as it may appoint or elect from time to time pursuant to by-law.

Power to
acquire and
hold
property.

10. (1) The Corporation may purchase, take, have, hold, receive, possess, retain and enjoy property, real, personal or mixed, corporeal or incorporeal, and any or every estate or interest whatsoever given, granted, devised or bequeathed to it, or appropriated, purchased or acquired by it in any manner or way whatsoever, to, for or in favour of the uses and purposes of the Corporation, or to, for or in favour of any religious, educational, eleemosynary or other institution or activity established or intended to be established by, under the management of, or in connection with the uses or purposes of the Corporation.

(2) The Corporation may also hold such real property or estate therein as is bona fide mortgaged to it by way of security, or conveyed to it in satisfaction of debts or judgments recovered.

Investment in
and disposal
of property.

11. Subject always to the terms of any trust relating thereto, the Corporation may also sell, convey, exchange, alienate, mortgage, lease or demise any real property held by the Corporation, whether by way of investment for the uses and purposes of the Corporation or not; and may also, from time to time, invest all or any of its funds or moneys, and all or any funds or moneys vested in or acquired by it for the uses and purposes aforesaid, in and upon any security by way of mortgage, hypothecation or charge upon real property; and for the purpose of such investment may take, receive and accept mortgages or assignments thereof, whether made and executed directly to the Corporation or to any corporation, body, company or person, in trust for it; and may sell, grant, assign and transfer such mortgages or assignments either wholly or partly.

Application
of mortmain
laws.

12. In regard to any real property which, by reason of its situation or otherwise, is subject to the legislative authority of the Parliament of Canada, a licence in mortmain shall not be necessary for the exercise of the powers granted by this Act; but otherwise the exercise of the said powers shall in any province of Canada be subject to the laws of such province as to the acquisition and holding of lands by religious corporations insofar as such laws apply to the Corporation.

13. Insofar as authorization by the Parliament of Canada is necessary, any person or corporation in whose name any property, real, personal or mixed, is held, in trust or otherwise, for the uses and purposes of the Corporation, or any such person or corporation to whom any such property devolves, may, subject always to the terms and conditions of any trust relating to such property, transfer such property or any part thereof to the Corporation.

Transfer of
property held
in trust.

14. Any deed or other instrument relating to real estate vested in the Corporation or to any interest in such real estate shall, if executed within the jurisdiction of the Parliament of Canada, be deemed to be duly executed if there is affixed thereto the seal of the Corporation and there is thereon the signature of any officer of the Corporation duly authorized for such purpose, or of his lawful attorney.

Execution of
documents.

15. The Corporation may make a gift or lend any of its property, whether real, personal or mixed, and may guarantee, with or without security, the debts of others for or to carry out the objects of the Corporation or for or to assist in the erection or maintenance of any building or buildings deemed necessary for any church, parsonage, seminary, college, school or hospital or for any other religious, charitable, educational, congregational or social purpose, upon such terms and conditions as it may deem expedient.

Disposition
of property
by gift or
loan and
guarantee.

16. (1) The Corporation may, from time to time, for the purposes of the Corporation

Borrowing
powers.

- (a) borrow money upon the credit of the Corporation;
- (b) limit or increase the amount to be borrowed;
- (c) make, draw, accept, endorse or become party to promissory notes and bills of exchange and every such note or bill made, drawn, accepted or endorsed by the party thereto, authorized by the by-laws of the Corporation, and countersigned by the proper party thereto, authorized by the by-laws of the Corporation, shall be binding upon the Corporation and shall be presumed to have been made, drawn, accepted or endorsed with proper authority until the contrary is shown, and it shall not be necessary in any case to have the seal of the Corporation affixed to any such note or bill;
- (d) mortgage, hypothecate or pledge any property of the Corporation, real, personal or mixed, to secure the repayment of any money borrowed for the purposes of the Corporation;

(e) issue bonds, debentures or other securities of the Corporation; and

(f) pledge or sell such bonds, debentures or other securities for such sums and at such prices as may be deemed expedient.

Limitation.

(2) Nothing in the preceding subsection shall be construed to authorize the Corporation to issue any note or bill payable to bearer thereof, or any promissory note intended to be circulated as money, or as the note or bill of a bank, or to engage in the business of banking or insurance.

Investment of funds.

17. The Corporation may invest and reinvest any of its funds or any portion thereof, either directly in the name of the Corporation or indirectly in the name of trustees, in the purchase of such securities as it may deem advisable, and may lend its funds or any portion thereof on any such securities.

Scope.

18. The Corporation may exercise its functions throughout Canada, and meetings of the Board of Trustees of the Corporation may be held at any place within Canada.

Property vested in the Corporation.

19. All property, real, personal and mixed, which on the coming into force of this section is owned, used, held, possessed, occupied or enjoyed by the Board of Management of the Canadian District of the American Lutheran Church, The Norwegian Lutheran Church of Canada, The Evangelical Lutheran Church of Canada, and the West Canada District of the United Evangelical Lutheran Church, for their general uses and purposes, shall, as from the coming into force of this section, be vested in the Corporation, subject, however, to all such rights, obligations and liabilities with respect to any property so acquired as exist at such date; and nothing in this section contained shall be deemed in any way to vary or otherwise affect any trust relating to such property.

Existing trusts continued.

20. Where, prior to the coming into force of this section, any existing trust has been created or declared in any manner whatsoever for any special purpose or object having regard to the teaching, preaching or maintenance of any principles, doctrines or religious standards, or to the support, assistance or maintenance of any congregation, minister or charity, or to the furtherance of any religious, charitable, educational, congregational or social purpose, in connection with the corporations and unincorporated religious body mentioned in the preceding section, such trust shall continue to exist and to be performed as nearly as may be for the like purposes or objects in connection with the Corporation, and the Corporation shall perform and discharge all of the

obligations and liabilities of the corporations and unincorporated religious body mentioned in the preceding section with respect to such trusts, and anything done in pursuance of this Act shall not be deemed to be a breach of any such trust but shall be deemed to be in compliance therewith and a performance thereof.

21. The change in the names of the corporations hereinbefore referred to shall not in any way impair, alter or affect the rights or liabilities of any of the said corporations or any bequest, gift or donation now made or which hereafter may be made to any of the said corporations, whether by their original or their new name, or any suit or proceeding now pending or judgment existing, either by or in favour of or against any of the said corporations which, notwithstanding such change in the names of the said corporations, may be enforced and continued as if this Act had not been passed.

Existing
rights
saved.

22. Chapter 143 of the statutes of 1913, as amended by chapter 77 of the statutes of 1931, and chapter 76 of the statutes of 1951 are repealed.

Repeal.

23. Sections 19 and 22 of this Act shall come into force on the 1st day of January, 1961: Provided that prior to the 1st day of January, 1961, the rights, obligations and liabilities referred to in section 19 may be protected and enforced as if the remaining sections of this Act had not come into force.

Coming into
force.

Proviso.

8 - 9 ELIZABETH II.

CHAP. 66

An Act respecting British Columbia Telephone Company.

[Assented to 27th May, 1960.]

WHEREAS British Columbia Telephone Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble

1916, c. 66;
1940-41, c. 36;
1947, c. 86;
1951, c. 85;
1957-58, c. 40.

1. Chapter 66 of the statutes of 1916 is amended by adding thereto, immediately after section 9 thereof, the following section:—

"9A. The Company shall have power to purchase or otherwise acquire the shares, and become a shareholder, of any company or companies having objects in whole or in part similar to the objects of the Company: Provided that no agreement therefor shall take effect until it has been submitted to and approved by the Board of Transport Commissioners for Canada. The Company shall also have power to allot and issue to the shareholders or any one or more of them of any such company or companies, shares either ordinary or preference, or both, in the capital stock of the Company in whole or in part in payment of or in exchange for the shares of any such company or companies, and to so allot and issue such shares as fully paid up or as partly paid up as may be agreed upon between the Company and the holders of such shares."

Acquisition
of shares

Proviso.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8-9 ELIZABETH II.

CHAP. 67

An Act respecting Eastern Telephone and Telegraph Company.

[Assented to 27th May, 1960.]

WHEREAS Eastern Telephone and Telegraph Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.
1917, c. 76;
1931, c. 79;
1953-54, c. 77.

1. Notwithstanding anything contained in chapter 76 of the statutes of 1917 or chapter 79 of the statutes of 1931 or chapter 77 of the statutes of 1953-54, the capital stock of the Company shall be ten million dollars divided into shares of one hundred dollars each, which may be issued in whole or in part in such manner as the directors determine: Provided that the Company shall not make any public issue or sale of its capital stock or any part thereof without first obtaining the approval of the Board of Transport Commissioners for Canada of the amount, terms or conditions of such public issue or sale.

Capital stock.

Proviso

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 68

An Act respecting the Canadian Public Health Association.

[Assented to 31st March, 1960.]

WHEREAS the Canadian Public Health Association, hereinafter called "the Association", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.
1912, c. 79.

1. Section 2 of chapter 79 of the statutes of 1912 is repealed and the following substituted therefor:

Repeal

"2. (1) The head office of the Association shall be in the city of Toronto, in the province of Ontario, or such other place in Canada as may be prescribed from time to time by by-law.

Head office.

(2) Notice in writing shall be given to the Secretary of State by the Association of any change of the head office and a copy of such notice shall be published forthwith in the *Canada Gazette*."

Change of
head office

2. Section 3 of chapter 79 of the statutes of 1912 is repealed and the following substituted therefor:

Repeal

"3. The objects of the Association shall be the development and diffusion throughout Canada of the knowledge of public health and preventive medicine and all other matters and things appertaining thereto or connected therewith."

Objects

3. Section 5 of chapter 79 of the statutes of 1912 is repealed and the following substituted therefor:

Repeal

"5. The Association may make such by-laws as are necessary for the attainment of its objects and the carrying out of the provisions of this Act and, without limiting the generality of the foregoing, in respect of the following matters:

By-laws.

- (a) notwithstanding section 4, the establishment of new classes of members, the modification or termination of existing classes, the terms, conditions, rights and privileges of membership, including termination thereof, and the extension of membership to incorporated or unincorporated societies or organizations;
- (b) the calling of annual and special meetings, notice thereof, the mode of holding meetings, provision for quorum, rights of voting and the conduct of business thereat;
- (c) the method of enacting, repealing or amending by-laws;
- (d) the number, powers and duties of the officers of the Association and the constitution, powers, duties, quorum and terms of office of the executive council and the executive committee;
- (e) the indemnification or other protection of officers and members of the executive council or a committee against liability in the performance of official duties;
- (f) custody of the corporate seal and certifying of documents issued by the Association;
- (g) audit of accounts and appointment of auditors;
- (h) the administration and management of the affairs of the Association, including the delegation by by-law of any of its powers to the executive council or executive committee thereof;
- (i) the establishment of such committees as the executive council or the executive committee may from time to time deem necessary or advisable for the carrying out of the objects of the Association, including the duties, powers and constitution of such committees;
- (j) the establishment of branches or divisions of the Association, the organization and administration thereof, including arrangements for the recognition, as a branch or division, of any incorporated or unincorporated association having objects substantially similar to those of the Association."

Repeal.

4. Sections 6, 7 and 8 of chapter 79 of the statutes of 1912 are repealed and the following substituted therefor:

Executive council.

"6. Subject to and in accordance with the by-laws enacted by the Association, there shall be an executive council and an executive committee thereof, each consisting of such persons as the Association may from time to time elect or appoint thereto, and the executive council and the executive committee shall have and exercise such duties, powers and responsibilities as may be prescribed by the by-laws."

Executive committee.

5. Section 9 of chapter 79 of the statutes of 1912 is repealed and the following substituted therefor: Repeal

"7. In addition to the general powers accorded to it by law, the Association shall have power Additional powers.

- (a) to purchase, take on lease or in exchange, hire and otherwise acquire by gift, legacy, devise or otherwise and to own and hold any estate, property or rights, real or personal, movable or immovable, or any title or interest therein, and to sell, exchange, alienate, manage, develop, mortgage, hypothecate, lease or otherwise deal therewith as it may deem advisable for the purposes of the Association;
- (b) to borrow money for the purposes of the Association;
- (c) to draw, make, accept, endorse, discount, execute and issue promissory notes, bills of exchange, and other negotiable or transferable instruments;
- (d) to invest and deal with moneys of the Association not immediately required, in such manner as may be determined from time to time; and
- (e) to do all such lawful acts and things as are incidental or conducive to the attainment of the objects and the exercise of the powers of the Association."

6. Chapter 79 of the statutes of 1912 is further amended by adding thereto the following as section 8 thereof:

"8. (1) The officers of the Association and the members of the executive council and of the executive committee holding office at the time of the coming into force of this Act, shall continue to hold office until their successors have been appointed or elected in accordance with the provisions of this Act and the by-laws made thereunder. Officers and members of executive council and of executive committee continue to hold office.

(2) The by-laws of the Association established at the time of the coming into force of this Act shall continue until amended or repealed under the provisions of this Act." By-laws to continue until amended or repealed.

7. Section 10 of chapter 79 of the statutes of 1912 is renumbered as section 9 thereof. Section 10 renumbered.

8 - 9 ELIZABETH II.

CHAP. 69

An Act to incorporate The College of General Practice of Canada.

[Assented to 27th May, 1960.]

WHEREAS the persons hereinafter named have by their Preamble.
petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. John Howard Black and Edwin Clarence McCoy, both Incorporation.
of the city of Vancouver, in the province of British Columbia, Patrick Blair Rose, of the city of Edmonton, in the province of Alberta, Irwin Wesley Bean, of the city of Regina, in the province of Saskatchewan, Jack McKenty, of the city of Winnipeg, in the province of Manitoba, William Victor Johnston, of the city of Toronto, and Maurice Edgerton Hobbs, of the village of Millbrook, both in the province of Ontario, Murray Raymond Stalker, of the village of Orms-town, Armand Rioux, of the city of Quebec, and Laurent Mailloux, of the city of Montreal, all in the province of Quebec, Charles Leonard Gass, of Tatamagouche, in the province of Nova Scotia, and John Aloysius Walsh, of Manuels, in the province of Newfoundland, all engaged in the general practice of medicine, and all other members of the unincorporated association known as College of General Practice (Medicine) of Canada, together with such other persons as become members of the association to be hereby incorporated, be incorporated under the name of The Corporate name.
College of General Practice of Canada, and, in French, Le Collège de Médecine Générale du Canada, hereinafter called “the College”.

Head office.

2. (1) The head office of the College shall be in the city of Toronto, in the province of Ontario, or at such other place in Canada as two-thirds of the membership of the College may determine by by-law from time to time.

(2) Notice in writing shall be given to the Secretary of State by the College of any change of the head office, and a copy of such notice shall be published forthwith in the *Canada Gazette*.

Objects.

3. The objects of the College shall be

- (a) to sustain and improve the professional qualifications of members of the medical profession who are engaged in general practice in Canada;
- (b) to promote high standards in the general practice of medicine in the provinces through the medium of provincial chapters of the College;
- (c) to enlighten and direct public opinion in Canada in relation to the general practice of medicine;
- (d) to encourage and assist in the provision of a high standard of teaching and training for undergraduate medical students who may become engaged in general practice in Canada;
- (e) to establish a register of members of the College and to publish and revise the same from time to time;
- (f) to conduct, direct, encourage, support or provide for research in matters relating to the general practice of medicine;
- (g) to publish and encourage publication of journals, reports and treatises on matters relating to the general practice of medicine and allied subjects; and
- (h) to undertake all such other lawful acts and things as are incidental or conducive to the attainment of the foregoing objects.

Membership

4. Anyone licensed to practise medicine in the jurisdiction in which he resides and who possesses the qualifications set up by the by-laws of the College, and no others, may be admitted to membership by the College: Provided that an honorary membership may be conferred by the College upon anyone who has made an outstanding contribution to the general practice of medicine in Canada. The College may by by-law provide for various classes of membership.

Proviso.

Board of directors.

5. The affairs of the College shall be managed by a board of directors to be known as the Board of Representatives, the members of which shall be elected or appointed as the College may prescribe by by-law and which shall have the powers set out in the by-laws of the College.

6. The College may make such by-laws not contrary to law or the provisions of this Act as it may deem necessary or advisable for the government and management of its business and affairs and, without restricting the generality of the foregoing, the College may make by-laws with respect to the qualifications, classifications, privileges, rights, admission and expulsion of members, the fees and dues which it may deem advisable to impose, and the number, constitution, powers and duties and mode of election of the Board of Representatives, committees, sub-committees, and of its officers, and may from time to time alter or repeal all or any such by-laws as it may see fit.

By-laws

7. The present officers and Board of Representatives of the unincorporated College shall continue to be the officers and Board of Representatives of the College until replaced by others in accordance with the by-laws of the College.

Officers, etc.,
continue to
hold office.

8. The present officers and Board of Representatives may make such by-laws as the College itself may make under this Act, and the same shall be the by-laws of the College: Provided that any such by-laws shall be effective only until the first annual meeting of the members of the College, which shall be held not later than the first day of December, 1961, when such by-laws shall be revoked, amended or adopted, as the case may be, by majority vote of those present at such annual meeting.

Powers of
present
officers

Proviso.

9. In addition to the general powers accorded to it by law, the College shall have power

Additional
powers.

- (a) to purchase, take on lease or in exchange, hire and otherwise acquire by gift, legacy, devise or otherwise and to own and hold any estate, property or rights, real or personal, movable or immovable, or any title or interest therein, and to sell, exchange, alienate, manage, develop, mortgage, hypothecate, lease or otherwise deal therewith as it may deem advisable for the purposes of the College;
- (b) to borrow money for the purposes of the College;
- (c) to draw, make, accept, endorse, discount, execute and issue promissory notes, bills of exchange and other negotiable or transferable instruments;
- (d) to establish and support or aid in the establishment and support of associations, institutions, funds, trusts and projects calculated to advance the science or practice of medicine in Canada;
- (e) to invest and deal with the moneys of the College not immediately required, in such manner as may be determined from time to time; and

- (f) to do all such lawful acts and things as are incidental or conducive to the attainment of the objects and the exercise of the powers of the College.

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

8 - 9 ELIZABETH II.

CHAP. 70

An Act respecting The National Sanitarium Association.

[Assented to 27th May, 1960.]

WHEREAS The National Sanitarium Association, hereinafter called "the Corporation", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble
1896 (1st
Sess.), c. 52:
1900, c. 107

1. Chapter 52 of the statutes of 1896 (First Session) is amended by striking out all of section 1 after the word "Corporation" in line 11 and by inserting a period after the word "Corporation" in line 11.

2. Chapter 52 of the statutes of 1896 (First Session) is further amended by adding immediately after section 1 the following as section 1A:

"1A. (1) The Corporation shall have power to establish, equip, maintain and conduct clinics, hospitals, public institutions and other facilities, at such places in Canada as the Corporation may decide, for the diagnosis, treatment and cure of persons affected with any kind of disability, disease or illness; and to establish and conduct laboratories, research projects and other services ancillary thereto and to provide instruction to students in medicine, nursing, physiotherapy and related studies.

Powers.

(2) The Corporation may purchase, take, have, hold, receive, possess, retain and enjoy property, real and personal, corporeal and incorporeal, and any or every estate or interest whatsoever, given, granted, devised or bequeathed to it, or appropriated, purchased or acquired by it in any manner or way whatsoever, to, for or in favour of the uses and purposes of the Corporation.

Powers as to
property

(3) The Corporation shall have such other powers and rights as may be required for the carrying out of the undertakings set out in subsection (1)."

Repeal

3. Section 2 of chapter 52 of the statutes of 1896 (First Session) is repealed and the following substituted therefor:

"2. The Corporation may also hold such real property or estate therein as is bona fide mortgaged to it by way of security, or conveyed to it in satisfaction of debts or judgments recovered."

THE QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1960

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